

09/821456 PCT/PTO 06 APR 2001

0818.0104C

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/821456

INTERNATIONAL APPLICATION NO.  
PCT/US99/23267INTERNATIONAL FILING DATE  
06 October 1999PRIORITY DATE CLAIMED  
06 October 1998

## TITLE OF INVENTION

Splittable Multicomponent Elastomeric Fibers

## APPLICANT(S) FOR DO/EO/US

Arthur Talley, Jr. et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
4. ☒ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 16 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

Copy of Amendment under PCT Article 34 with Replacement Sheets 29-41; Copy of Form PCT/IB/308 (1 Page); Copy of International Preliminary Examining Report; and Postcard Receipt.

Prior to entering the Preliminary Amendment, please enter the Amendment under PCT Article 34 by replacing original sheets 29-37 with replacement sheets 29-41.

17. ☒ The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.401(a)(1)-(5)):**

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1000.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$ 100.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	104 - 20 =	84	X \$18.00
Independent claims	14 - 3 =	11	X \$80.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00

\$ 1512.00

\$ 880.00

\$ 0.00

**TOTAL OF ABOVE CALCULATIONS =**

\$ 2622.00

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

\$ 1311.00

**SUBTOTAL =**

\$ 1311.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

\$ 00.00

**TOTAL NATIONAL FEE =**

\$ 1311.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

\$ 0.00

**TOTAL FEES ENCLOSED =**

\$ 1311.00

Amount to be refunded:	\$
charged:	\$

- a. ☒ A check in the amount of \$ 1311.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-0460. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Patrick J. Finnan  
EPSTEIN, EDELL, SHAPIRO, FINNAN & LYTLE, LLC  
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SIGNATURE:

Patrick J. Finnan

NAME

39,189

REGISTRATION NUMBER

*Replaced by Article 34*

09/821456

JC08 Rec'd PCT/PTO 06 APR 2001

Atty. Docket No.: 10236.HIL

PATENT COOPERATION TREATY

In re the PCT Application of

Hills, Inc.

International Application No.: PCT/US99/23267

Filed: October 6, 1999

For: Splittable Multicomponent Elastomeric Fibers

**LETTER ACCOMPANYING AMENDMENT UNDER ARTICLE 34**

**ATTN: BOX PCT**

Assistant Commissioner For Patents  
Washington, D.C. 20231

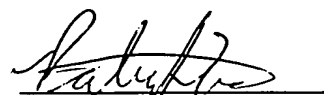
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Sir:

An amendment for the subject PCT application under PCT Article 34 is enclosed. The amendment includes substitute sheets 29-~~36~~<sup>41</sup> of the claims. Specifically, the substitute claim sheets remove originally filed claims 1-62 and present new claims 1-104 for preliminary examination. Many of the new claims correspond to originally filed claims. In particular, original claims 1-62 respectively correspond to new claims 1-14, 19-33, 67-84 and 89-103. Note that, while there is a direct correspondence between these original and new claims, a number of the new independent claims have been reworded for clarity. Finally, new claims 15-18, 34-66, 85-88 and 104 have been added to recite specific features of the disclosed invention.

Favorable preliminary examination of the claims is earnestly solicited in view of the Amendment.

Respectfully submitted,



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Registration No. 39,189

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